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10 **UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

11 OMAR ARNOLDO RIVERA
12 MARTINEZ; ISAAC ANTONIO
13 LOPEZ CASTILLO; JOSUE
14 VLADIMIR CORTEZ DIAZ; JOSUE
15 MATEO LEMUS CAMPOS;
16 MARVIN JOSUE GRANDE
17 RODRIGUEZ; ALEXANDER
18 ANTONIO BURGOS MEJIA; LUIS
19 PEÑA GARCIA; JULIO CESAR
20 BARAHONA CORNEJO, as
21 individuals,

22 Plaintiffs,
23 v.
24

25 THE GEO GROUP, Inc., a Florida
corporation; the CITY OF
ADELANTO, a municipal entity; GEO
LIEUTENANT DIAZ, sued in her
individual capacity; GEO
SERGEANT CAMPOS, sued in his
individual capacity; SARAH JONES,
sued in her individual capacity; THE
UNITED STATES OF AMERICA;
CORRECT CARE SOLUTIONS,
INC.; and DOES 1-10, individuals,

26 Defendants.
27

28 Carol A. Sobel, SBN 84483
Monique A. Alarcon, SBN 311650
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Case No. 5:18-cv-01125-SP

**PLAINTIFFS' NOTICE OF
MOTION AND UNOPPOSED
MOTION REQUESTING LETTERS
IN SUPPORT OF PLAINTIFFS'
VISA APPLICATIONS FOR TRIAL**

HEARING:

Date: December 10, 2019

Time: 10:00 a.m.

Ctrm: 3

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TO THIS HONORABLE COURT AND ALL PARTIES OF RECORD,
PLEASE TAKE NOTICE that Plaintiffs Omar Arnoldo Rivera Martinez and Isaac Antonio Lopez Castillo respectfully move to request a letter from the Honorable Sheri Pym in support of Plaintiffs' visa applications for trial-related travel in the United States. This motion is based upon the United States Department of State requirements for foreign nationals traveling to the United States to conduct temporary business, including litigation. *See* U.S. Dep't of State, Foreign Affairs Manual (FAM), 9 FAM 402.2-5(B)(U)(4).

The hearing on this motion will take place on Tuesday, December 10, 2019 at 10:00 a.m. at 3470 12th St., Riverside, CA 92501, Courtroom 3, 3rd Floor, or at another date and time ordered by the Court.

This motion is made following the meet and confer of counsel in accordance with L.R. 7-3 which took place on October 31, 2019. Defendants do not oppose this motion.

DATED: November 4, 2019 Respectfully submitted,

LAW OFFICE OF RACHEL STEINBACK
LAW OFFICE OF CAROL A. SOBEL
SCHONBRUN SEPLOW HARRIS & HOFFMAN LLP
LAW OFFICE OF COLLEEN FLYNN
LAW OFFICE OF MATTHEW STRUGAR

By: /s/ Monique Alarcon
Attorneys for Plaintiffs

1 **PLAINTIFFS' UNOPPOSED MOTION REQUESTING LETTERS IN**
 2 **SUPPORT OF PLAINTIFFS' VISA APPLICATIONS FOR TRIAL**

3 Plaintiffs are eight asylum seeking refugees from El Salvador and Honduras
 4 who were placed in United States Immigration and Customs Enforcement (“ICE”)
 5 custody at Adelanto ICE Processing Center during the incident giving rise to this
 6 action. Presently, all Plaintiffs are out of ICE custody and six of the eight Plaintiffs
 7 reside within the United States. Plaintiffs Omar Arnoldo Rivera Martinez and Isaac
 8 Antonio Lopez Castillo no longer reside in the United States.

9 Plaintiff Lopez Castillo was granted asylum by the Mexican government and
 10 resides in Tijuana, B.C., Mexico. Plaintiff Rivera Martinez was issued a
 11 humanitarian visa by the Mexican government and resides in Tapachula, Chiapas,
 12 Mexico.

13 Trial in this matter is scheduled to begin February 3, 2020. In order to attend
 14 and testify at trial in person, Plaintiffs Lopez Castillo and Rivera Martinez must have
 15 B-1/B-2 Nonimmigrant Visas in order to enter the United States. *See* U.S. Dep't of
 16 State, Foreign Affairs Manual (FAM), 9 FAM 402.2-5(B)(U)(4) (noting B-I visa is
 17 appropriate for aliens seeking to enter the United States for litigation purposes). If
 18 granted, these B-1/B-2 Nonimmigrant Visas, which are temporary visas for business
 19 and tourism, will enable Plaintiffs to enter the United States and participate in this
 20 litigation. Although Plaintiffs Rivera Martinez and Lopez Castillo have been
 21 deposed in Mexico, visas are still required for attendance at trial. Plaintiffs' counsel
 22 will cover all travel expenses and any expenses incurred by Plaintiffs during their
 23 visits to the United States for trial.

24 Attached to this motion as Exhibits A and B, Plaintiffs have provided two
 25 letters for the Court's consideration; one for each requesting Plaintiff. Plaintiffs
 26 request that the Court submit these letters to the U.S. Consulate General in Tijuana,
 27 Mexico (Ex. A) and the U.S. Consular Agency in Oaxaca, Mexico (Ex. B) and
 28 provide copies of the signed letters to Plaintiffs' counsel for direct submission to the

1 U.S. Department of State as well. Plaintiffs note that submission of such letters is
2 routine. Attached as Exhibit C is an example of a similar letter sent by a district
3 court judge in the Central District of California.

4 All parties met and conferred on this motion and Defendants do not oppose
5 this request. Accordingly, Plaintiffs respectfully request that this Court submit
6 letters in support of Plaintiffs' visa applications for trial-related travel to the United
7 States.

8 DATED: November 4, 2019 Respectfully submitted,

9
10 LAW OFFICE OF RACHEL STEINBACK
11 LAW OFFICE OF CAROL A. SOBEL
12 SCHONBRUN SEPLOW HARRIS & HOFFMAN LLP
13 LAW OFFICE OF COLLEEN FLYNN
14 LAW OFFICE OF MATTHEW STRUGAR

15 By: /s/ Monique Alarcon
16 Attorneys for Plaintiffs